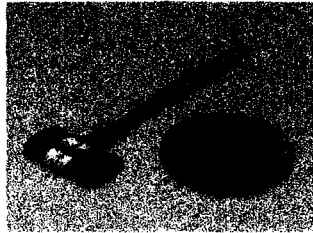


SERVED MAY 7, 2009

2009 MAY -7 P 3:02



**U.S. DEPARTMENT OF TRANSPORTATION
OFFICE OF HEARINGS
WASHINGTON, DC**

IN THE MATTER OF

LABORATORY CORPORATION OF AMERICA (LABCORP)

**FAA DOCKET No. CP09NM0001
(Civil Penalty Action)**

DMS No. FAA-2009-0029

ORDER OF DISMISSAL

On January 6, 2009, the Federal Aviation Administration (hereinafter "Complainant") filed a Complaint. On December 23, 2008, Laboratory Corporation of America (hereinafter "Respondent") had requested a hearing. On April 29, 2009, Respondent withdrew its request for hearing, citing settlement.

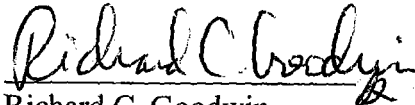
14 C.F.R. § 13.215 states: "At any time before or during a hearing, an agency attorney may withdraw a complaint or party may withdraw a request for a hearing without the consent of the administrative law judge. If an agency attorney withdraws the complaint or a party withdraws the request for a hearing and the answer, the administrative law judge shall dismiss the proceedings under this subpart with prejudice."

WHEREFORE, the within filed withdrawal of request for hearing having been read and considered, it is ORDERED that

1. Respondent's Withdrawal of Request for Hearing is hereby GRANTED; and

2. This proceeding be and is hereby dismissed with prejudice.

SO ORDERED.


Richard C. Goodwin
Administrative Law Judge

Attachments – Service List

FAA Docket No.
CP09NM0001
(Civil Penalty Action)

SERVICE LIST

ORIGINAL & ONE COPY

Hearing Docket
Federal Aviation Administration
800 Independence Avenue, S.W.
Washington, DC 20591
Attn: Hearing Docket Clerk, AGC-430
Wilbur Wright Building – Room 2014¹

ONE COPY

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The Honorable Richard C. Goodwin
Administrative Law Judge
Office of Hearings, M-20
U.S. Department of Transportation
1200 New Jersey Avenue, S.E.
East Building Ground Floor, Room E12-320
Washington, DC 20590
TEL: Attorney (202) 366-2139 Legal Assistant (202) 366-5121
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¹ Service was by U.S. Mail. For service in person or by expedited courier, use the following address: Hearing Docket, Federal Aviation Administration, 600 Independence Avenue, S.W., Wilbur Wright Building – Room 2014, Washington, DC 20591, Attn: Hearing Docket Clerk, AGC-430.